

ENFORCEMENT RESPONSE PLAN

BACKGROUND

The City of Beloit Pretreatment Program is charged with the primary responsibility authorized by the Clean Water Act under both federal 40 CFR 403 (Environmental Protection Agency) and state NR 211 (WI Department of Natural Resources) regulations to enforce all laws to protect the treatment facility, its workers, public health and the environment.

LEGAL AUTHORITY

Legal authority requires the City to: 1) deny or condition increase contribution of pollutants, 2) require compliance with standards and requirements, 3) control through permit or other means, 4) carry out inspection, surveillance and monitoring, 5) obtain remedies for noncompliance and 6) comply with federal and state regulations. The legal authority is derived from the state by the use of a sewer use ordinance, Chapter 29.

ENFORCEMENT

The City is required to develop and have an approved Enforcement Response Plan (ERP). This ERP includes a step-by-step procedure for the City to follow when investigating and enforcing the Pretreatment Program. Failure by the City to follow the approved ERP could subject the City to enforcement and fines up to \$25,000 a day.

NOTICE OF VIOLATION (NOV): An NOV is a document that notifies the user that a violation has occurred and it must be corrected immediately. The NOV may or may not include a citation, depending on the severity of the violation.

POINTS: Each violation carries a point value depending on the nature of the violation. Point values range from 0.2-4.0. Points are accumulative for a 12 month period beginning with the date of the first violation.

DOLLAR AMOUNT: Each point value is assigned a dollar value. See chart below.

Point value	Non Significant User	Significant User
0.2	\$100-\$200	\$200-\$400
0.5	\$250-\$500	\$500-\$1,000
1.0	\$500-\$1,000	\$1,000-\$2,000
2.0	\$1,000-\$2,000	\$2,000-\$4,000
3.0	\$1,500-\$3,000	\$3,000-\$6,000
4.0	\$2,000-\$5,000	\$5,000-\$10,000

ESCALATION

Once aware of a violation the City must perform appropriate enforcement action within the timeframe indicated in the ERP. Uncorrected violations must have escalated enforcement within the timeframe also specified by the ERP.

CITATIONS

Citations are issued for violations in accordance with the ERP. The dollar amount depends on the total point accumulation as noted in the chart above. Options to responding to the citation by the court date are listed on the back of the citation.

NOTE: The complete sewer use ordinance and Industrial Pretreatment Program may be found on the City of Beloit's website: www.ci.beloit.wi.us go to City Departments-Public Works-Water Resources. Highlight Sewer Use Ordinance or Industrial Pretreatment Program.